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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,)	Case No.: 2:15-cr-00321-APG-VCF
)	
Plaintiff,)	
)	STIPULATION FOR PROTECTIVE ORDER
vs.)	
)	
JOHN DOE, a.k.a.)	
ELFIDO ROSA GARCIA, a.k.a.)	
LUIS ENRIQUE MARTINEZ SOLIS,)	
)	
Defendant.)	

IT IS HEREBY STIPULATED AND AGREED between the parties, Daniel G. Bogden, United States Attorney for the District of Nevada, and Kimberly M. Frayn and Brandon C. Jaroch, Assistant United States Attorneys, and Defendant John Doe, a.k.a. Elfido Rosa Garcia, a.k.a. Luis Enrique Martinez Solis, and his counsel, Rene Valladares, Federal Public Defender for the District of Nevada, and Paul Riddle, Assistant Federal Public Defender, that this Court issue an Order protecting from disclosure to the public any discovery documents containing the personal identifying information such as social security numbers, drivers' license numbers, dates of birth, or addresses of participants, witnesses and victims in this case. Such documents shall be referred to hereinafter as "Protected Documents." The parties state as follows:

1 1. The charges in this case are based in part on allegations that the defendant stole
2 the identities of a real person and fraudulently obtained identity documents in the victim's name
3 and personal identifiers but bearing the defendant's photograph. Accordingly, the discovery in
4 this case contains personal identifying information of the victim, including but not limited to his
5 date of birth and social security number. Redacting the personal identifiers of victim would be
6 time consuming in this case. Further, the defendant has been charged with Aggravated Identity
7 Theft, which means that these identifiers are substantive evidence, necessary to both parties in
8 preparing and evaluating the case.

9 2. The United States agrees to provide Protected Documents without redacting the
10 personal identifiers of participants, witnesses, and victims.

11 3. Access to Protected Documents will be restricted to persons authorized
12 (authorized person) by the Court, namely the defendant, attorney(s) of record and attorneys'
13 paralegals, investigators, experts, secretaries, file clerks, law clerks, contractors, vendors, IT
14 Department, and copy centers employed by the attorney(s) of record or performing on behalf of
15 defendant.

16 4. The following restrictions will be placed on defendant, defendant's attorney(s)
17 and the above-designated individuals unless and until further ordered by the Court. Defendants,
18 defendants' attorneys and the above-designated individuals shall:

19 a. Not make copies of the Protected Documents for, or knowingly allow
20 copies of any kind of the Protected Documents be made for, any person that is not an authorized
21 person, and will take reasonable steps to protect against allowing copies of any kind of the
22 Protected Documents to be made for any person that is not an authorized person;

1 b. Not knowingly allow any other person to read the Protected Documents
2 and will take reasonable steps to prevent any person that is not an authorized person to read the
3 Protective Documents; and,

4 c. Not use the Protected Documents for any other purpose other than
5 preparing to defend against the charges in the Superseding Indictment or any further
6 superseding indictment arising out of this case.

7 5. Defendant's attorneys shall inform any person whom they disclose the
8 Protective Documents or to whom they know the defendant has disclosed the Protective
9 Documents of the existence and terms of this Court's order. Further, the defendant's attorney
10 shall take reasonable measure to inform any person to whom disclosure may be made pursuant
11 to this order of the existence and terms of this Court's order.

12 6. The restrictions shall not restrict the use of Protected Documents during the trial
13 of or judicial proceedings in this matter.

14 7. By the date of sentencing in this matter, or seven days after acquittal, whatever
15 the case may be, defense counsel shall direct all other authorized persons or others defense
16 counsel has reason to believe have obtained copies of the documents, to return copies of
17 Protected Documents to defense counsel's office.

18 8. At the conclusion of this action, defense counsel shall return to government
19 counsel or destroy all copies of Protected Documents in defense counsel's possession, including
20 copies of Protected Documents previously in the possession of all authorized persons and
21 returned to defense counsel. This action will be deemed concluded after the completion of the
22 final appeal in this matter, or if no appeal was filed, then the expiration of the statute of
23 limitations for the filing of any final appeal of any matter, including collateral review.
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1 DANIEL G. BOGDEN
United States Attorney

2 /s/ Kimberly M. Frayn
3 KIMBERLY M. FRAYN
Assistant United States Attorney

12/07/2015
DATE

4
5 /s/ Paul Riddle
PAUL RIDDLE
6 Assistant Federal Public Defender
Counsel for Defendant

12/07/2015
DATE

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8
9 **ORDER**

10 IT IS SO ORDERED this 8th day of December, 2015.

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14 UNITED STATES MAGISTRATE JUDGE